

Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0587

BALL v. MARICOPA et al.

Appellate Case Information

Case Filed: 8-Sep-2015

Case Closed:

Dept/Composition

Department B

Hon. Samuel A Thumma
Hon. Margaret H Downie
Hon. Mark R Moran

Side 1. DENNIS ANDREW BALL, Plaintiff/Appellant

(Litigant Group) DENNIS ANDREW BALL

- Dennis Andrew Ball

PRO SE

Side 2. MARICOPA COUNTY, et al., Defendant/Appellee

(Litigant Group) MARICOPA COUNTY et al.

- Maricopa County
- Maricopa County Board of Supervisors

Attorneys for: Defendants/Appellees

Joseph Branco, Esq. (AZ Bar No. 31474)

Maxine S Mak, Esq. (AZ Bar No. 31158)

CASE STATUS

Jan 19, 2017....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2015-000768	Breach of Duty of Public Trust; Liability of Maricopa County		Colleen L French, Authoring Judge of Order		

DESCENDENT CASE(S)

ASC CV-17-0027-PR

CASE DECISION

06-Dec-2016 MEMORANDUM DECISION

Mark Moran.....Author

Samuel Thumma.....Concur

Margaret Downie.....Concur

Filed: 06-Dec-2016

Mandate:

Decision Disposition

Affirmed

30 PROCEEDING ENTRIES

- 8-Sep-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 08/10/15
Docketing Statement filed in Superior Court: 8/10/15
- 8-Sep-2015 FILED: e-Record on Appeal:
Instruments/Minute Entries
- 17-Sep-2015 FILED: Notice to Parties re: Appellant's Fee Deferred/No Appellee's Fee/Appellant's Brief Due
- 17-Sep-2015 ORDERED: the deferral remains in effect unless there is a change in Appellant's financial circumstances. Ruth Willingham - Author
- 27-Oct-2015 FILED: Opening Brief (Appellant Pro Per)
- 20-Nov-2015 ORDERED: staying this appeal to/including 1/4/16 and revesting jurisdiction in Maricopa Superior Court to consider application by appellant for a signed judgment w/ a certification of finality pursuant to Rule 54(c) and for a signed order denying motion for a new trial. FURTHER ORDERED: If superior court grants application, appellant shall file a copy of signed judgement and order w/in 10 days after entry. Appeal will be reinstated. FURTHER ORDERED: If appeal has not been reinstated, appellant shall file a request to continue stay of appeal or appeal will be dismissed. FURTHER ORDERED: If signed judgment and order have been filed, answering brief shall be due on 2/3/16. Melina Brill ProTem Judge - Author
- 5-Jan-2016 FILED: Motion to Enlarge (sic) Stay With Certificate of Compliance; Certificate of Service (Appellant)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 15-0587****BALL v. MARICOPA et al.****30 PROCEEDING ENTRIES**

8. 6-Jan-2016 ORDERED: Motion to Enlarge (sic) Stay With Certificate of Compliance (Appellant) = GRANTED IN PART and continuing stay of appeal to/including 2/18/16 for purposes set forth in order filed 11/20/15. Appeal will automatically be reinstated on 2/19/16 unless before that date appellant files request to continue stay of appeal. If signed final judgment and order denying motion for new trial has not been filed prior to 2/19/15 and appellant does not request to continue stay, appeal will be dismissed. FURTHER ORDERED: answering brief due on/before 3/21/16. Melina Brill ProTem Judge - Author
9. 27-Jan-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes signed minute entry filed 1/19/16 with Rule 54(c) language)
10. 29-Jan-2016 FILED: Motion to Reset Answering Brief Time to Opening Brief; Certificate of Service (Appellant)
11. 1-Feb-2016 ORDERED: Motion to Reset Answering Brief Time to Opening Brief (Appellant) = DENIED. As stated in court's 1/16/16 order, answering brief shall be filed on/before 3/21/16. Barbara Vidal Vaught ProTem Judge - Author
12. 29-Feb-2016 FILED: Notice of Substitution of Counsel; Notice of Substitution of Counsel-Certificate of Service (Appellee)
13. 21-Mar-2016 FILED: Appellees' Answering Brief; Certificate of Compliance for Appellees' Answering Brief; Certificate of Service for Appellees' Answering Brief
14. 18-Apr-2016 FILED: Motion to Reset Reply Brief Time to Answering Brief; Certificate of Service (Appellant)
15. 20-Apr-2016 ORDERED: Motion to Reset Reply Brief Time to Answering Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 04-18-2016 to Monday, 05-09-2016. Melina Brill ProTem Judge - Author
16. 9-May-2016 FILED: Motion to Reset Reply Brief Time to Answering Brief; Certificate of Service (Appellant)
17. 10-May-2016 ORDERED: Motion to Reset Reply Brief Time to Answering Brief (Appellant) = DENIED. FURTHER ORDERED: Reply brief shall be filed on/before 5/20/16. If reply brief is not filed on/before 5/20/16, court will submit this appeal for decision w/o reply brief. Melina Brill ProTem Judge - Author
18. 16-May-2016 FILED: Appellant's Reply Brief - Request for Oral Argument (Appellant Pro Per)
19. 6-Jun-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
20. 9-Jun-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
21. 10-Jun-2016 ORDERED: Denying the request for oral argument. Hon Michael J Brown - Author
22. 21-Jun-2016 FILED: Motion for Reconsideration of Oral Argument From the Circumstances by the Court; Certificate of Service and Compliance to Maricopa County Attorney, Bill Montgomery, Offices: 301 W. Jefferson, Phoenix, Arizona 85003 (Appellant)
23. 8-Sep-2016 ORDERED: Motion for Reconsideration of Oral Argument From the Circumstances by the Court (Appellant) = DENIED. Hon Michael J Brown - Author
24. 5-Oct-2016 CLNDR: CONFERENCE, Department B, 11-29-16, COURTROOM 1.
25. 6-Dec-2016 MEMORANDUM DECISION (Affirmed) Hon Mark R Moran - Author; Hon Samuel A Thumma - Concur; Hon Margaret H Downie - Concur
26. 6-Dec-2016 FILED: Memorandum Decision Distribution List
27. 15-Dec-2016 FILED: Motion for Reconsideration; Certificate of Compliance; Certificate of Service (Appellant)
28. 9-Jan-2017 ORDERED: Motion for Reconsideration (Appellant) = DENIED. Hon Samuel A Thumma - Author
29. 19-Jan-2017 FILED: Email Notice from ASC re: Petition for Review filed 1/18/17; request for partial record
30. 19-Jan-2017 FILED: Letter forwarding partial record to Arizona Supreme Court